

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ANDREW WHALEN,

Plaintiff,

versus

JP MORGAN CHASE BANK,

Defendant.

NOTICE OF MOTION

Civil Action No.
01-CV-6492L(P)

MOTION BY:

Plaintiff Andrew Whalen.

RELIEF REQUESTED:

An Order quashing defendant's subpoena and imposing sanctions.

BASIS FOR RELIEF REQUESTED:

Federal Rules of Civil Procedure 26 and 45

SUPPORTING PAPERS:

Affirmation of Michael J. Lingle, Esq.
Memorandum of Law in Support of Motion to
Quash and for Sanctions

PLACE:

United States District Court
Western District of New York
2330 United States Courthouse
100 State Street
Rochester, New York 14614

DATE AND TIME:

To be determined by the Court

REPLY PAPERS:

Pursuant to Local Rule 7.1(c), plaintiffs intend to file and serve reply papers and therefore defendants are required to file and serve opposing papers at least eight business days prior to the return date.

Dated: June 21, 2006

DOLIN, THOMAS & SOLOMON LLP

By: s/ Michael J. Lingle
J. Nelson Thomas, Esq.
Michael J. Lingle, Esq.
Attorneys for Plaintiff
693 East Avenue
Rochester, New York 14607
Telephone: (585) 272-0540
nthomas@theemploymentattorneys.com
mlingle@theemploymentattorneys.com